

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

HENRY E. MAZUREK

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

DAVID H. BROOKS

07 CV 3103

TO: (Name and address of defendant)

David H. Brooks
800 South Ocean Blvd.
Unit 406
Boca Raton, FL 33434

JUDGE BATTS

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Judd Burstein, Esq.
Judd Burstein, P.C.
1790 Broadway, Suite 1501
New York, New York 10019

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

APR 18 2007

CLERK

DATE

(BY) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me ¹	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other (<i>specify</i>): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ <div style="display: flex; justify-content: space-between; width: 80%; margin-left: 0;"> Date Signature of Server </div> <div style="display: flex; justify-content: flex-end; width: 80%; margin-right: 0;"> Address of Server </div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

RETURN OF SERVICE

UNITED STATES DISTRICT COURT
SOUTHERN District of New York

Index Number: 07-CV-3103

Date Filed: _____

Plaintiff:

HENRY E. MAZUREK

vs.

Defendant:

DAVID H. BROOKS

For:

Judd Burstein, Esq
JUDD BURSTEIN, P.C.
1790 Broadway
Suite 1501
New York, NY 10019

Received by L.R.I. (Attorney's Support Services) on the 18th day of April, 2007 at 5:00 pm to be served on **DAVID H. BROOKS, 800 SOUTH OCEAN BLVD., UNIT 406, BOCA RATON, FL 33434.**

I, Ralph Saccone, Jr., do hereby affirm that on the **18th day of April, 2007 at 6:45 pm, I:**

SUBSTITUTE - RESIDENTIAL: served by delivering a true copy of the **SUMMONS & COMPLAINT, JUDGES RULES & ECF NOTICES** with the date and hour of service endorsed thereon by me, to: **SHEILA O'CONNOR as CO-TENANT, at 800 SOUTH OCEAN BLVD., UNIT 406, BOCA RATON, FL 33434,** the within named person's usual place of abode, who resides therein and who is fifteen (15) years of age or older and informed said person of the contents therein, in compliance with state statutes.

Military Status: Based upon inquiry of party served, Defendant is not in the military service of the United States of America.

Description of Person Served: Age: 36, Sex: F, Race/Skin Color: White, Height: 5'8, Weight: 125, Hair: Black, Glasses: N

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees in true and correct. I am over the age of 18, have no interest in the above action, and am a Certified Process Server in good standing in the county in which service was effected in accordance with the Federal Rules of Civil Procedure.



Ralph Saccone, Jr.
Process Server

L.R.I. (Attorney's Support Services)
7731 N.W. 6th Court
Pembroke Pines, FL 33024
(954) 986-8997

Our Job Serial Number: 2007006942

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

HENRY E. MAZUREK

Plaintiff

V

Case No.
07cv 3103

DAVID H. BROOKS

Defendant

**AFFIDAVIT OF
MAILING**

STATE OF NEW YORK)
COUNTY OF NEW YORK } ss.:

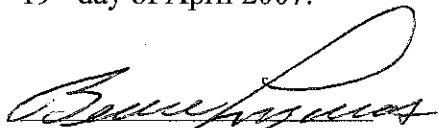
Ian Thomson, being duly sworn, deposes and says: I am not a party to this action, am over 18 years of age and reside at New York, NY:

On April 19, 2007, I mailed a true copy of the within Summons & Complaint, and Judge's Rules & SDNY ECF Rules to David H. Brooks at 800 South Ocean Blvd., Unit 406, Boca Raton, FL 33434, his actual place of residence, by enclosing it in an envelope, postage prepaid, and depositing it in an official depository under the exclusive care and custody of the United States Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.



Ian Thomson
Lic. 1150441

Sworn to before me this
19th day of April 2007.



NOTARY PUBLIC

BRUCE LAZARUS
NOTARY PUBLIC-STATE OF NEW YORK
No. 4990593

Qualified in Westchester County
My Commission Expires January 13, 2010